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**FACSIMILE COVER SHEET****TO:** Examiner: Richard J. Lee**FROM:** Gregory S. Weaver**RE:** U.S. Application No. 09/358,933  
Attorney Docket No. 03560.002429.**FAX NO.:** (571) 273-8300**DATE:** September 9, 2005**NO. OF PAGES:** 5  
(including cover page)**TIME:** 5:24 p.m.**SENT BY:** Gina Marie**MESSAGE**

Attached are the following papers for the above-identified application:

1. Statement Of Substance Of Interview.

I hereby certify that this correspondence is being facsimile transmitted to  
the U.S. Patent and Trademark Office on:September 9, 2005  
(Date of Deposit)Gregory S. Weaver (Reg. No. 53,751)  
(Name of Attorney for Applicant)

Signature

September 9, 2005  
Date of Signature

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03560.002429

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
AKIHIRO KOHNO, et al. ) Examiner: Richard J. Lee  
Application No.: 09/358,933 ) Group Art Unit: 2613  
Filed: July 23, 1999 )  
For: COMMUNICATION )  
APPARATUS AND METHOD, )  
AND STORAGE MEDIUM ) September 9, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT OF SUBSTANCE OF INTERVIEW

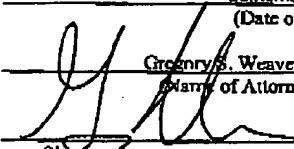
Sir:

Applicants' undersigned representative wishes to thank the Examiner for the courtesies extended during the telephonic interview conducted on August 5, 2005. This is a statement of the substance of the interview.

I hereby certify that this correspondence is being transmitted via facsimile to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, (571) 273-8300, on

September 9, 2005

(Date of Deposit)

  
Gregory S. Weaver (Reg. No. 53,751)  
Attorney for Applicant  
September 9, 2005  
Date of Signature

Focusing on the Amendment dated July 6, 2005, the undersigned emphasized that the three-state notification of the received frame images of the present invention is not disclosed or suggested in the cited art. With regard to Okazaki's display of a frame rate number, such a display does not indicate an update state of each frame image; rather, display of a frame rate number is calculated based on a range of received frame images over a period of time. For example, while Okazaki's Figure 12 shows one frame rate of 15.0 frames per second, this number provides no information about the update state of each of the individual frame images used to calculate the frame rate number.

In contrast, the present invention displays a symbol in a first condition when a currently displayed frame image is updated by a next frame image. In one example shown in the Specification, a flashed icon may be used. Accordingly, the present invention can provide a notification for each frame image, unlike Okazaki's system in which a frame rate number does not correspond to each frame image.

Similarly with regard to Yamaashi, any display of frame rate, actual or user-selected, does not provide notification of an update state of each received frame image.

The Examiner clarified his view of Yamaashi expressed in the previous Office Action. Specifically, the Examiner equated Yamaashi's display of state information, for example the information displayed in display state management table 206, to a display of first and second image information. However, the Examiner declined to address the currently amended claim language. Rather, he indicated that he will consider the current claim language when he prepares his next response. In this regard, the Examiner has indicated he will contact Applicants' undersigned representative before issuing an Office

Action if the Examiner identifies any further amendments he believes would advance prosecution.

The undersigned also wishes to correct statements contained in the Examiner's Interview Summary (Form PTOL-413) mailed August 9, 2005, which mischaracterizes the overall interview and does not focus on the points raised in the interview. As two examples of this mischaracterization, first, according to the Interview Summary, the undersigned stated "the particular notification in the form of a flashing icon occurring everying [sic] time a frame is updated is an important feature that should be carefully considered." This is incorrect. In particular, the undersigned did not assert a flashed icon is a feature of Claim 1, much less an important feature, although a flashed icon was discussed as one example of a symbol in a first condition. Moreover, a flashed icon is not even recited in Claim 1.

Second, according to the Interview Summary, the undersigned stated that "Okazaki et al only displays a number associated with the frame rate . . . Yamaashi does not display the actual frame rate . . . and as such there is a distinction between the claimed invention and the applied . . . references." This statement mischaracterizes the focus of the undersigned's arguments, because it fails to focus on the points of distinction discussed during the interview, as discussed above. A correct summary of the interview is given above.

The undersigned contacted the Examiner to point out the errors. The Examiner agreed that there was a misunderstanding and suggested Applicants include the issue in this written interview summary, and this has now been done.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants  
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